

UTILITY PATENT APPLICATION TRANSMITTAL—FEE VERSION

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith for filing is the

- ☐ patent application of
☒ continuation application of
☐ continuation-in-part patent application of

- ☐ divisional application of
☒ prior application information: Examiner Joseph T. Weitach
☐

Inventor(s)/Applicant Identifier: **Wayne P. Fitzmaurice et al.**

For: **VIRAL EXPRESSION VECTORS**

- ☒ For CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can be relied upon when a portion has been inadvertently omitted from the submitted application parts.
- ☒ This application claims priority from each of the following Application Nos./filing dates: USSN 09/565,616 filed May 4, 2000 and USSN 60/132,697 filed May 4, 1999, the disclosure(s) of which is (are) incorporated by reference.
- ☒ Please amend this application by adding the following before the first sentence: "This application is a ☒ continuation of and claims the benefit of U.S. Application No. USSN 09/565,616 filed May 4, 2000 and which claims the benefit of USSN 60/132,697 filed May 4, 1999, the disclosures of which are incorporated by reference for all purposes."

Enclosed are:

- ☒ 22 pages of the description (including specification, claims and abstract)
☒ 17 sheet(s) of ☐ formal ☒ informal drawing(s)
☒ 01 abstract
☒ 15 number of claims
☒ an assignment of the invention to Large Scale Biology Corporation (copy from parent)
☒ a ☒ signed ☐ unsigned Declaration (copy from parent)
☒ a Power of Attorney (copy from parent)
☒ Statement Certificate Under 37 C.F.R. (3.73(b))
☒ Preliminary amendment
☒ Prior to calculating the filing fee, cancel claims 1-15 and enter new claims 16-27
- ☒ cover sheet
☒ Information Disclosure Statement under 37 CFR 1.97 (copy from parent)
☒ Application data entry sheet
☒ notification of change of ☒ power of attorney ☐
☒ correspondence address filed in prior application
☒ Patent Application Filing Acknowledgement postcard
☒ 1 extra copy of this sheet is enclosed
☒ Declaration Under 37 C.F.R. 1.132
☒ ATCC Deposit Receipt

	(Col. 1)	(Col. 2)
FOR:	NO. FILED	NO. EXTRA
BASIC FEE		
TOTAL CLAIMS	12 - 20	=
INDEP. CLAIMS	1 - 3	= *0
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIM PRESENTED		

SMALL ENTITY		OR	OTHER THAN SMALL ENTITY	
RATE	FEE		RATE	FEE
	\$375.00	OR		\$750.00
x \$ 9.00 =		OR	x \$18.00 =	\$ 0.00
x \$42.00 =		OR	x \$84.00 =	\$ 0.00
+ \$140.00 =		OR	+ \$280.00 =	
TOTAL		OR	TOTAL	\$750.00

Please charge Deposit Account No. 50-0893 as follows:

- ☒ Filing fee. \$ 750.00
☒ Any additional fees associated with this paper or during the pendency of this application.
☐ The issue fee set in 37 CFR 1.18 at or before mailing of the Notice of Allowance, pursuant to 37 CFR 1.311(b).

Respectfully submitted,

Angela P. Horne, Ph.D.

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PATENT TRADEMARK OFFICE

Attorney Docket No. 60-016511US
Client Reference No. 0165.00US01

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Date of Deposit: July 21, 2003

I hereby certify that this is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above, addressed to: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

By: *Juliana Hermes*
Juliana Hermes

22212 U.S. PRO
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Certificate Under 37 C.F.R. § 3.73(b)

Applicant(s): Wayne P. Fitzmaurice, et al.

Application No: 09/565,616

Filed: May 4, 2000

For: Viral Express Vectors

Large Scale Biology Corporation

(Name of Assignee)

, a Corporation

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is the assignee of the entire right, title and interest in the patent application identified above by virtue of either:

A. ☒ An Assignment from the inventor(s) of the patent application identified above.

[or]

B. ☐ A chain of title from the inventor(s) of the patent application identified above to the current assignee as shown below:

1. From: _____ To: _____
The document was recorded in the Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.

2. From: _____ To: _____
The document was recorded in the Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.

3. From: _____ To: _____
The document was recorded in the Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

☐ Copies of assignments or other documents in the chain of title are attached.

To the best of the undersigned's knowledge and belief, title of the patent application identified above is in the assignee identified above.

The undersigned (whose title is supplied below) is empowered to act on behalf of the assignee.

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date: 8/31/00

Name: Thomas Gallegos

Title: Director, Intellectual Property

Signature: Thomas Gallegos